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CTIA

Building The Wireless Future™

Cellular Telecommunications & Internet Association

October 23, 2002

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
12th Street Lobby, TW-A325
Washington, DC 20554

**Re: Ex Parte Presentation
CC Docket No. 94-102**

Dear Ms. Dortch:

On October 23, 2002, the Cellular Telecommunications & Internet Association ("CTIA") represented by Michael Altschul, Senior Vice President for Policy and Administration and General Counsel, Diane Cornell, Vice President for Regulatory Policy, along with Luisa Lancetti, Vice President for Regulatory Affairs, Sprint PCS, Doug Brandon, Vice President External Affairs and Law, AT&T Wireless Services, Inc., Laura Holloway, Director of Government Affairs, Nextel Communications, Inc., Ben Almond, Vice President for Federal Regulatory Affairs, Cingular Wireless, Jim Nixon, Senior Manager of Regulatory Affairs, T-Mobile USA, Glenn Rabin, Vice President for Federal Communications, ALLTEL, and Mark Rubin, Director of Federal Government Relations, Western Wireless Corporation, met with staff from the Wireless Telecommunications Bureau, including Tom Sugrue, Bureau Chief, Jim Schlichting, Deputy Chief, Joel Taubenblatt, Legal Advisor, Office of the Bureau Chief, Jennifer Salhus, Policy Director, and Cathy Seidel, Associate Bureau Chief and Chief of Staff.

At the meeting, the industry participants discussed the fact that many LEC providers of automatic location information ("ALI") services are still not providing services necessary for Phase II E911. In addition, the participants noted that certain LECs now are seeking to charge wireless carriers for ALI services, in violation of the Commission's Order in the *King County* case.

In order to resolve these issues, the participants requested that the Commission amend Section 20.28(j) of the Commission's rules to state that wireless carriers shall begin delivering Phase II data within 6 months of the PSAP request or within 120 days after a PSAP is in fact capable of receiving or using the Phase II data, whichever is later. The participants also asked the Commission to confirm the fact that the *King County* decision allocates ALI costs to PSAPs, and also requested that the Commission order LECs to finish ALI database upgrades without further delay. Finally, the participants urged the Commission to clarify that LEC provisioning delays constitute a defense to any enforcement actions taken against a wireless carrier for failure to meet Phase II deadlines.



The attached PowerPoint presentation, which discusses the above issues, was distributed at the meeting. Pursuant to Section 1.1206 of the Commission's Rules, this letter is being filed with your office. If you have any questions concerning this submission, please contact the undersigned.

Sincerely,

Michael F. Altschul

Michael F. Altschul

Cc: Tom Sugrue
Jim Schlichting
Joel Taubenblatt
Jennifer Salhus
Cathy Seidel

